

other governmental charges. The bonds and notes of the Service issued pursuant to the authority of this subtitle, their transfer, the interest payable thereon, and any income derived therefrom, including any profit realized in the sale or exchange thereof, at all times shall be exempt from taxation of every kind and nature whatsoever by the State, or by any of its political subdivisions, municipal corporations, or public units of any kind.

3-903.

(a) There is hereby created a body politic and corporate to be known as the "Northeast Maryland Waste Disposal Authority" which is constituted a public instrumentality of the State of Maryland. The exercise by the Authority of the powers conferred by this subtitle shall be deemed to be the performance of an essential public function. The Authority shall be deemed organized and shall commence its activities when there shall have been filed with the Secretary of State and the Department of Legislative Reference certified copies of the resolutions of participation of at least two of the following four counties: Mayor and City Council of Baltimore, Baltimore County, Maryland, Anne Arundel County, Maryland, and Harford County, Maryland. Montgomery County, Maryland, may also become a participating county in the Authority by filing certified copies of a resolution of participation with the Secretary of State and the Department of Legislative Reference, whereupon Montgomery County, Maryland shall have all of the rights, privileges, and powers under this subtitle that the other participating counties have or may have, including the power to participate in projects and to enter into contracts with the Authority, including the contracts relating to the Authority's Southwest Resource Recovery Facility located in the City of Baltimore, in order to defray and provide for the Authority's costs of acquiring, constructing, operating, or providing a project, including debt service requirements of the Authority relating to a project. The resolution of participation shall contain:

(2) Such provisions, if any, as the participating counties may approve and require as being necessary or desirable for the Authority to be an organization described in § 501(c)(3) of the Internal Revenue Code [of 1954, as amended]. Each resolution of participation shall be presented by the chief executive officer of a county to the body exercising legislative powers of that county and shall be effective after adoption by such legislative body and approval by such chief executive officer.

3-904.

(f) "Project" means the facilities and properties used or useful or having present capacity for future use in connection with: